

ABSTRACT

Public Services – Revenue Department – Allegation of corruption of demand and acceptance of bribe against Smt.Garapati Anitha Padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Attilli Mandal, West Godavari District – Trapped by the Anti-Corruption Bureau Officials on 13-11-2009 – Sanction for Prosecution – Orders – Issued.

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REVENUE (VIGILANCE-**VII**) DEPARTMENT

G.O.Ms.No. 1222

Dated:20-09-2010.

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ORDER:

1. Whereas, Smt.Garapati Anitha Padma Kumari, W/o Late Dr. Shanmukha Rao, worked as Mandal Revenue Inspector, Office of the Tahsildar, Attilli Mandal, West Godavari District from 14-07-2009 to 13-11-2009 and by virtue of the post held by her, she falls under the category of "public servant" as defined under clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, Sri Venna Lenin, S/o. Late Rama Rao, is a resident of Subbaraya Nagar, 5th Lane, Krishna Lanka, Vijayawada and eking out his livelihood as Cooking Master;

3. And whereas, it is alleged that Venna Lenin has two female children and out of ignorance he did not obtain their Birth Certificates at the time of their birth. Recently, he admitted them in Ravindra Bharathi School, Vijayawada. As the management of the school asked him to produce Date of Birth Certificate of his children, the wife of Sri Venna Lenin submitted an application along with required documents in the Office of the Tahsildar, Attilli on 03-11-2009 with a request to issue Birth Certificates of their children. Then Smt.Garapati Anitha Padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Attilli Mandal, West Godavari District called Sri Venna Lenin and informed that she received the application submitted for the Birth Certificates of her children and asked to meet her on the next day. Accordingly, on 04-11-2009 when Sri Venna Lenin met Smt.Garapati Anitha Padma Kumari in the Office, she informed that in order to get the certificates issued by the Revenue Divisional Officer, the application has to be recommended by her and forward the same to the Revenue Divisional Officer, Kovvuru through the Mandal Revenue Officer, Attilli and for which she demanded Rs.3,500/- as bribe for processing and forwarding his application. When Sri Venna Lenin pleaded his inability to pay such huge amount as bribe, Smt. Garapati Anitha Padma Kumari reduced the same to Rs.2,500/- after negotiation. Having no other option Sri Venna Lenin accepted the demand of Smt.Garapati Anitha Padma Kumari reluctantly and reported the same to the Deputy Superintendent of Police, Anti-Corruption Bureau, Eluru Range on 12-11-2009 and the same was registered as a case in Cr.No.12/RCT-EWG/ 2009 under section 7 and clause (d) of sub-section (1) of section 13 read-with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) on 13-11-2009 (after observing procedural formalities) and arrangements were made for laying trap;

4. And whereas, having completed the pre-trap proceedings on 13-11-2009, the trap party reached the vicinity of the Office of Smt. Garapati Anitha Padma Kumari, where she was successfully trapped. On observing the trap party Smt.Garapati Anitha Padma Kumari thrown a wad of currency notes on the floor

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to her right side. When the fingers of both hands of Smt.Garapati Anitha Padma Kumari were subjected to sodium carbonate solution test, the fingers of right hand alone yielded positive result. In pursuance of the statement given by Smt.Garapati Anitha Padma Kumari, the tainted amount of Rs.2,500/- was recovered on the floor. On verification, the serial numbers of the recovered currency notes were found to tally with that of the serial numbers of the currency which were produced by Sri Venna Lenin during pre-trap proceedings. The sodium carbonate solution tests conducted on the surface of the floor from which the tainted amount was recovered also yielded positive result. The Deputy Superintendent of Police seized the tainted amount, resultant solutions and remaining sodium carbonate powder for the purpose of further investigation;

5. And whereas, the above said acts of Smt.Garapati Anitha Padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Atilli Mandal, West Godavari District constitute offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove Smt.Garapati Anitha padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Atilli Mandal, West Godavari District from service after fully and carefully examining the material placed before them i.e., copies of First Information Report, Mediators' Reports I & II, gist of statements of witnesses, documents seized during investigation and final report received from the Director General, Anti-Corruption Bureau, in respect of the afore-said acts and having applied their mind to the facts and circumstances of the case, consider that Smt.Garapati Anitha Padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Atilli Mandal, West Godavari District should be prosecuted in a Court of Law;

7. Now therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government hereby accord sanction for the prosecution of Smt.Garapati Anitha Padma Kumari, formerly Mandal Revenue Inspector, Office of the Tahsildar, Atilli Mandal, West Godavari District for the above said offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of Law for the time being in force, in respect of the afore-said acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA

PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER